



03-15-04

Application No. (if known): 10/687,712

Attorney Docket No.: 03940/100K485-US4

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. 983945615-03 in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

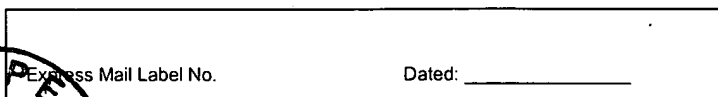
on March 12, 2004
~~February 25, 2004~~
Date

Signature

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Information Disclosure Statement (2 pgs); and (2) References
Information Disclosure Statement/SB/08 (refs. cited not attached)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Not Yet Assigned

{W:\03940\100k485us4\00140904.DOC [REDACTED]}

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)), therefore, no fee is due. If fees are due in connection with the filing, the Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: February 25, 2004

Respectfully submitted,

By 

Jay P. Lessler

Registration No.: 41,151

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 753-6237 (Fax)

Attorneys/Agents For Applicant



PTO/SB/08A (10-01)

Approved for use through 10/31/2002.OMB 0651-0031

U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet	1	of	2	Attorney Docket Number	03940/100K485-US4
-------	---	----	---	------------------------	-------------------

Complete if Known

Application Number	10/687,712
Filing Date	October 16, 2003
First Named Inventor	Daniela Gutman
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	03940/100K485-US4

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	10/375,340	-	Gutman et al.	
	2	4,628,056	12/1986	Levitt et al.	
	3	6,093,820	07/25/2000	Gutman et al.	
	4	6,664,262	12/16/2003	Gutman et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	5	WO-02/07729	01/31/02			
	6	DE-2622981	12/1977			
	7	DE-4028040	3/1992			
	8	EP-726252	01/31/96			
	9	DE-1939787	02/19/70			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	10	Thacker et al., "A Method for Determination of 5,5 Diphenylbarbituric Acid and Separation from 1,3 Dimethoxymethyl 5,5 Diphenylbarbituric Acid in Plasma by High Performance Liquid Chromatography," Journal of Chromatography B, 710:149 155 (1998).	
	11	Raines, et al., "Conversion of Dimethoxymethyl Diphenylbarbituric Acid (DMMDPB) to Diphenylbarbituric Acid (DPB) in the Dog," The FASEB J., 13(4):A475, Ansract 394.2 (1999).	
	12	Raines, et al., "Conversion of Dimethoxymethyl Diphenylbarbituric Acid (DMMDPB) to Diphenylbarbituric Acid (DPB) in the Rat," The FASEB J., 10:A 155, Abstract 895 (1996).	
	13	Raines, et al., "Serum and Brain Levels of 5 5 Diphenylbarbituric Acid (DPB) After Administration of dimethoxymethyl Diphenylbarbituric Acid (DMMDPB) in the Rat," Epilepsia, 37:Supp. 5, p. 23, Abstract 1.84 (1996).	
	14	Raines, et al., "Differential Selectivity of Several Barbiturates on Experimental Seizures and Neurotoxicity in the Mouse," Epilepsia, 20:105 113 (1979).	
	15	Raines, et al., "The Effects of 5,5 Diphenylbarbituric Acid on Experimental Seizures in Rats: Correlation Between Plasma and Brain Concentrations and Anticonvulsant Activity," Epilepsia, 16:575 581 (1975).	
	16	Raines, et al., "A Comparison of the Anticonvulsant, Neurotoxic and Lethal Effects of Diphenylbarbituric Acid Phenobarbital and Diphenylhydantoin in the Mouse," Journal of Pharmacology and Experimental Therapeutics, 186:315 322 (1973).	
	17	The Merck Index, 10th Ed., 1983, p. 544 (entry 3697).	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--



PTO/SB/08A (10-01)

Approved for use through 10/31/2002.OMB 0651-0031

U. S. Patent and Trademark Office: U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/687,712
				Filing Date	October 16, 2003
				First Named Inventor	Daniela Gutman
				Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	03940/100K485-US4
Sheet	2	of	2		

18	Susumu Kamata, Nobuhiro Haga, Takeaki Matsui and Wataru Nagata, "Studies of Antitumor-Active 5-Fluorouracil Derivatives. I. Synthesis of N-Phthalidyl 5-Fluorouracil Derivatives", Chemical And Pharmaceutical Bulletin, Vol. 33, No. 8, 1985, pp. 3160-3175.	
19	J.P. Gesson, JC Jacquesy, D. Rambaud, "A practical method for N-alkylation of succinimide and glutarimide", Bulletin De La Societe Chimique De France, Vol. 129, No. 3, 1992, pp. 227-231.	
20	P. Casara et al., "Synthesis of acid stable fluorinated acylnucleosides", Vol. 32, No. 31, 1991, pp. 3823-3826.	
21	Foye, "Principles of Medicinal Chemistry", 3rd ed., 1990, pp. 164, 179.	
22	Karger et al., "Methoxymethyl Methanesulfonate, A Novel Active Oxyalkylating Agent", Journal of the American Chemical Society, 91:5663 (1969).	
23	Aldrich Chemical Catalog, 1990-1991, p. 303.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--